HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO. 1332 OF 2006.

Rajesh D. Sharma. ..Petitioner.
Versus.
The State of Maharashtra & others..Respondents.

Shri. Ganesh Gole for the petitioner.

Shri. Rajesh Desai for the respondent no. 3.

Smt. A. S. Pai, APP, for the State.

CORAM: S.B.MHASE &
S.R.SATHE JJ

DATE : NOVEMBER 9, 2006.

P.C.

1. We heard the petition for a pretty long time. Ultimately, learned counsel for the petitioner on instructions states that he may be allowed to withdraw this petition with a leave to file an appropriate application before the appropriate Court. We have noted down while hearing the petition, at least prima-facie, that there are allegations made by the Central Government of fraud in respect of crores of rupees having been committed by the petitioner along with other accused. Under these circumstances, we are inclined to grant leave to the petitioner to withdraw this petition after imposing cost on petitioner.

2. Leave to withdraw petition with a permission to make an appropriate application before the appropriate forum is granted, subject to cost of Rs.10,000/- (Rs. Ten thousand only). The cost shall be deposited with the Maharashtra State Legal Services Authority, Mumbai. The deposit of cost is condition precedent. Petition is accordingly disposed of.

(S.R.SATHE,J.) **(S.B.MHASE, J.)**

:srp/2006/sathe/...